

United States Court of Appeals
FOR THE EIGHTH CIRCUIT

No. 97-3574

Eddie Lawrence,

Appellant,

v.

Missouri Department of Corrections;
Capital Correctional Resource, Inc.;
Gregg County Correctional Facility,

Appellees.

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Appeal from the United States
District Court for the
Western District of Missouri.
[UNPUBLISHED]

Submitted: January 22, 1998

Filed: January 29, 1998

Before BOWMAN, WOLLMAN, and MORRIS SHEPPARD ARNOLD, Circuit
Judges.

PER CURIAM.

Eddie Lawrence, a Missouri inmate, brought a 42 U.S.C. § 1983 action against
prison officials. The district court¹ dismissed the complaint pursuant to 28 U.S.C.

¹The Honorable Scott O. Wright, United States District Judge for the Western
District of Missouri, adopting the report and recommendations of the Honorable
William A. Knox, United States Magistrate Judge for the Western District of Missouri.

§ 1915, entering judgment on July 23, 1997. Lawrence's notice of appeal bears the date August 23, 1997, and there is no indication he deposited it in the prison mail system by August 22, the thirtieth day after entry of judgment. We thus conclude that his appeal is untimely and that we lack jurisdiction. See Fed. R. App. P. 4(a)(1), 4(c), 26; Hable v. Pairolero, 915 F.2d 394, 394 (8th Cir. 1990). Accordingly, the appeal is dismissed.

A true copy.

Attest:

CLERK, U.S. COURT OF APPEALS, EIGHTH CIRCUIT.